

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

<b>WALTER J. VIOLA, Founder of the Anti Roman Catholic Defamation League (ARCDL),</b>	)	
	)	
	)	<b>2:05-cv-1788</b>
	)	
<b>Plaintiff,</b>	)	
<b>v.</b>	)	
	)	
<b>A&amp;E TELEVISION NETWORKS</b>	)	
<b>a Corporation, MICHAEL S. DELL,</b>	)	
<b>Chairman of the Board for A&amp;E Television</b>	)	
<b>Networks; Individually, and KEVIN B.</b>	)	
<b>ROLLINS, President, CEO and Director</b>	)	
<b>for A&amp;E Television Networks; Individually,</b>	)	
	)	
<b>Defendant.</b>	)	

**ORDER OF COURT**

AND NOW, this 7<sup>th</sup> day of June, 2006, upon due consideration of DEFENDANTS' MOTION TO DISMISS THE COMPLAINT WITH PREJUDICE PURSUANT TO FED.R.CIV.P. 12(b)(6) (Document No. 3) in opposition to Plaintiff's Complaint filed as above-captioned, and after a Report and Recommendation was completed by the United States Magistrate Judge which granted the parties ten (10) days after being served with a copy to file written objections thereto, and upon consideration of the objections filed by Plaintiff and the response filed by Defendants, and upon independent review of the Motion, the record and the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

It is **ORDERED, ADJUDGED and DECREED** that Defendants' Motion to Dismiss is **GRANTED** and the Complaint is hereby dismissed.

It is further **ORDERED** pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, that if the Plaintiff intends to appeal from this Order, he must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed.R.App.P.

BY THE COURT:

s/ Terrence F. McVerry  
United States District Court Judge

cc: Honorable Amy Reynolds Hay  
United State Magistrate Judge

Walter J. Viola  
34 Thorncrest Drive  
Pittsburgh, PA 15235

Dennis J. O'Brien, Esquire  
Email: [djopghlaw@prosuites.com](mailto:djopghlaw@prosuites.com)